

By

Br...
Mengden
Wiegman
Schwartz
John H. Harris

A BILL TO BE ENTITLED
AN ACT

Caption
O.K. & S.
2-16-79

FEB 14 1979

S.B. 576

Read: 11

relating to the establishment of a coeducational institution of higher education to be located in the city of Houston, to be known as the University of Houston-Downtown College; amending Chapter 111, Texas Education Code, ^{as amended} by adding Subchapter F.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. Chapter 111, Texas Education Code, ^{as amended} is amended

by adding Subchapter F to read as follows:

"SUBCHAPTER F. THE UNIVERSITY OF HOUSTON-DOWNTOWN COLLEGE

"Sec. 111.86. Establishment; Location

"There is established in the city of Houston, as recommended by the Coordinating Board, Texas College and University System, a coeducational institution of higher education to be known as the University of Houston-Downtown College. This university shall be located on land currently owned by the University of Houston System.

"Sec. 111.87. Organization and Control

"The organization and control of the university are vested in the Board of Regents of the University of Houston System. With respect to this university the Board of Regents has all the rights, powers, and duties that it has with respect to the organization and control of the University of Houston and the University of Houston at Clear Lake City except as otherwise provided by this Act. However, the University of Houston-Downtown College shall be maintained as a separate and distinct institution of higher education.

"Sec. 111.88. Role and Scope

"The University shall be organized to offer four year undergraduate programs subject to the authority of the Board of Regents of the University of Houston System and the Coordinating Board, Texas College and University System.

By

Brooks, et al
Mingdon
Gilling
Josef Ham
Schur

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"The University shall be organized to offer four year undergraduate programs subject to the authority of the Board of Regents of the University of Houston System and the Coordinating Board, Texas College and University System.

"Sec. 111.89. Authority of Coordinating Board

"The university is a general academic teaching institution, and as such it is subject to the authority of the Coordinating Board, Texas College and University System.

Section 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

COMMITTEE SUBSTITUTE FORM

Austin, Texas

2/28/79

Date of report to Senate

Honorable William P. Hobby
President of the Senate

Sir:

We your Committee on Education to which was referred
S B. No. 576, have had the same under consideration, and I am instructed to report it back to the
Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu
thereof do pass and be printed.

M. C. Myers
Chairman

Paper clip TWO copies of the Committee Substitute and TWO copies of this form to the original bill and retain one copy of this form for your file.

By: Brooks, et al. S.B. No. 576
(In the Senate - Filed February 14, 1979; February 14, 1979,
read first time and referred to Committee on Education; February
28, 1979, reported adversely, with favorable Committee Substitute;
February 28, 1979, sent to printer.)

COMMITTEE SUBSTITUTE FOR S.B. NO. 576

By: Mauzy

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College. This institution shall be located on land currently owned
by the University of Houston System.

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and control of the institution are vested in the board of regents
of the University of Houston System. With respect to this
institution the board of regents has all the rights, powers, and
duties that it has with respect to the organization and control of
the University of Houston and the University of Houston at Clear
Lake City except as otherwise provided by this subchapter.
However, the University of Houston-Downtown College shall be
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* * * * *

Austin, Texas
February 28, 1979

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President of the Senate

Sir:

We, your Committee on Education, to which was referred S.B. No.
576, have had the same under consideration, and I am instructed to
report it back to the Senate with the recommendation that it do not
pass, but that the Committee Substitute adopted in lieu thereof do
pass and be printed..

Mauzy, Chairman

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

February 26, 1979

Honorable Oscar H. Mauzy, Chairman
Committee on Education
Senate Chamber
Austin, Texas

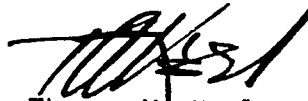
In Re: Senate Bill No. 576
By: Brooks, et al

Sir:

In response to your request pursuant to Senate Rule 94, Subsection (g), this office finds the fiscal implications of Senate Bill No. 576 (relating to the establishment of a coeducational institution of higher education in Houston, to be known as the University of Houston, Downtown College), to be as follows:

The bill would establish the University of Houston - Downtown College as a freestanding institution. The institution has been in existence since 1974 and has been approved by the Coordinating Board to offer certain baccalaureate level programs and it meets the Coordinating Board's criteria for becoming a statutory component of the University of Houston System. Since the Downtown College is currently funded through formula-generated appropriations, the bill would not change the institution's funding status. However, if Article 7, Section 17 of the Texas Constitution is amended to include all legislatively created senior colleges and universities, then the Downtown College may become eligible to share in future allocations of the fund for construction of facilities.

No fiscal implication or additional cost to the State or units of local government attributable to the bill, should it be enacted, is anticipated.


Thomas M. Keel
Director

Source: Coordinating Board; University of Houston
System; LBB Staff.

RECEIVED

FEB 26 1979

Routed to _____
Filed _____

Med RKE
cc

By Brooks, et al.

S.B. No. 576

Substitute the following for S.B. No. 576:

By

Mary

C.S.S.B. No. 576

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Type & proof 2/28/79

1 authority of the board of regents of the University of Houston
2 System and the Coordinating Board, Texas College and University
3 System.

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12 days in each house be suspended, and this rule is hereby suspended,
13 and that this Act take effect and be in force from and after its
14 passage, and it is so enacted.

March 22 1979 Engrossed
Daisy Law
Engrossing Clerk

I certify that the attached is a true and correct
copy of SB # 576, which was
received from the Senate on 3-26-79, and
referred to the Committee on Higher Education

Reed Mearns
Chief Clerk of the House

By: Brooks, et al.
(Washington)

S.B. No. 576

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HOUSE COMMITTEE REPORT

1st. Printing

By: Brooks, et al.
(Washington)

S.B. No. 576

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COMMITTEE REPORT

The Honorable Bill Clayton
Speaker of the House of Representatives

4-9-79
(date)

Sir:

We, your COMMITTEE ON HIGHER EDUCATION, to whom was referred S.B. 576,
have had the same under consideration and beg to report back with the recommendation that it
(measure)

- (☒) do pass, without amendment.
(☐) do pass, with amendment(s).
(☐) do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested on _____ and is attached as part of this report.
(date)

Author's fiscal statement attached.

The Committee recommends that this measure be placed on the (Unanimous / Consent) Calendar.

This measure (☒) proposes new law.
(☐) amends existing law.

House Sponsor of Senate Measure WASHINGTON

The measure was reported from Committee by the following vote:

| | AYE | NAY | PNV | ABSENT |
|---------------------|-------------------------------------|-----|-------------------------------------|-------------------------------------|
| Delco, Ch. | | | <input checked="" type="checkbox"/> | |
| Cain, V.C. | <input checked="" type="checkbox"/> | | | |
| Wilson, Ron, V.C.A. | | | | <input checked="" type="checkbox"/> |
| Caraway | <input checked="" type="checkbox"/> | | | |
| Crawford | <input checked="" type="checkbox"/> | | | |
| Ezzell | <input checked="" type="checkbox"/> | | | |
| Gaston | | | | <input checked="" type="checkbox"/> |
| Green, Forrest | <input checked="" type="checkbox"/> | | | |
| Hall, Lanny | <input checked="" type="checkbox"/> | | | |
| Madla | <input checked="" type="checkbox"/> | | | |
| Thompson, Gary | <input checked="" type="checkbox"/> | | | |
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Total:
8 aye
0 nay
1 present, not voting
2 absent

William Delco
CHAIRMAN
Raymond
COMMITTEE COORDINATOR

Measure No. S.B. 576

COMMITTEE ON HIGHER EDUCATION

By: BROOKS

Bill Analysis

Background Information:

This Bill seeks to amend Chapter 111, Texas Education Code, by adding a Subchapter.

Purpose:

To establish a coeducational institution of higher education in downtown Houston.

Section By Section Analysis:

Section 1:

This Section adds Subchapter F to Chapter 111 of the Texas Education Code to provide for the establishment, location, organization, and control, and the definition of role and scope of the University of Houston - Downtown College. The College would be subject to the authority of the Coordinating Board, Texas College and University System.

Section 2:

Emergency Clause.

Rulemaking Authority:

It is the Committee's opinion that this bill does not delegate rulemaking authority to a state officer, agency, department or institution.

Summary of Committee Action:

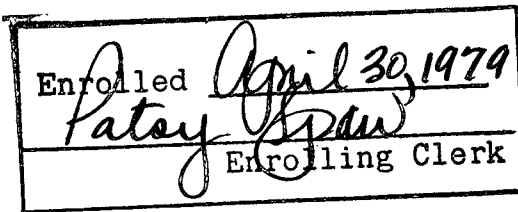
Public Notice having been posted April 4, 1969, in accordance with Rule V, Section 14 of the House Rules of Procedure, S.B. 576 was considered by the Full Committee on April 9, 1979, in a Public Hearing.

Representative Delco laid out S.B. 576 and recognized Representative Washington to explain the Bill.

No one testified for or against the Bill. Chancellor Bovey of the University of Houston wanted to go on record as favoring the Bill.

Representative Caraway made the motion to report the Bill favorably back to the Full House with the recommendation that it do pass, be printed, and be placed on the Consent Calendar. There was no objection.

The vote to report S.B. 576 favorably with the recommendation that it do pass, be printed, and be placed on the Consent Calendar prevailed with eight (8) ayes, zero (0) nays, two (2) absent, one (1) PNV.



S.B. No. 576

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KITE
CL

S.B. No. 576

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 576 passed the Senate on March 22, 1979, by a viva-voce vote.

Secretary of the Senate

I hereby certify that S.B. No. 576 passed the House on April 27, 1979, by a non-record vote.

Chief Clerk of the House

Approved:

Date

Governor

Relating to the establishment of a coeducational institution of higher education to be located in the city of Houston, to be known as the University of Houston-Downtown College

FEB 14 1979

Filed with the Secretary of the Senate

FEB 14 1979Read, referred to Committee on EDUCATION

Reported favorably.

FEB 28 1979

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

Ordered not printed.

MAR 22 1979

Senate and Constitutional Rules to permit consideration suspended by

unanimous consent.

To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ yeas, _____ nays.

MAR 22 1979Read second time and { ordered engrossed.
passed to third reading.

Caption ordered amended to conform to body of bill.

MAR 22 1979Senate and Constitutional 3-Day Rules suspended by vote of 38 yeas, 0 nays to place bill on third reading and final passage.MAR 22 1979Read third time and passed by a viva-voce vote.

OTHER ACTION:

Betty King

Secretary of the Senate

March 22, 1979 EngrossedMarch 26, 1979 Sent to HOUSEPatsy Spaw
ENGROSSING CLERKMAR 26 1979

Received from the Senate

MAR 27 1979Read first time and referred to Committee on Higher EducationAPR 9 1979Reported favorably ~~amended~~, sent to Printer at 8:30 pmAPR 10 1979Printed and Distributed 8:44 AMAPR 10 1979Sent to Committee on Calendars 9:09 AMAPR 27 1979Read Second time (~~amended~~): passed to third reading (~~failed~~)by (Non-Record Vote) Record Vote of _____ yeas, _____ nays~~Present, not voting.~~

Constitutional Rule requiring bills to be read on three several days suspended (failed to suspend) by a four-fifths vote of _____ yeas _____ nays _____ present not voting.

APR 27 1979Read third time (~~amended~~); finally passed (~~failed~~) by a(Non-Record Vote) Record Vote of _____ yeas _____ nays~~present not voting.~~

Caption ordered amended to conform to body of bill.

APR 30 1979

Returned to Senate.

Betty Murray
Chief Clerk of the HouseAPR 30 1979

RETURNED FROM HOUSE